



In re Application of 09/900,519

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Keith D. Allen

Group Art Unit: 1632

Serial No.: 09/900,519

Examiner: Peter Paras

Filed: July 6, 2001

Attorney Docket No.: R-615

For: Transgenic Mice Containing
Adrenomedullin Receptor Gene Disruptions

Confirmation No. 3963

RESPONSE TO RESTRICTION REQUIREMENT

RECEIVED

Commissioner for Patents
Washington, D.C. 20231

MAY 08 2003

Sir:

TECH CENTER 1600/2900

In response to the Office communication mailed March 27, 2003, concerning the Examiner's restriction of the claims, Applicant hereby provisionally elects, with traverse, Group III (claims 8, 10 and 17-23), drawn to a non-human transgenic animal comprising a disruption in an adrenomedulin receptor gene, and a method of making the same. Applicants submit concurrently herewith a Petition for an Extension of Time under 37 CFR § 1.136(a) for response to the Office Action for a period of one (1) month from April 26, 2003 up to and including May 27, 2003.

The Examiner asserts that the claims of each of the seven inventions are patentably distinct from each other, as the inventions have different chemical structures, different modes of operation, different function and different effects from the other. The Applicant disagrees with the Examiner's conclusion, in that the claims of Inventions I, II, III, IV, V, VI and VII related. A separate search or examination on these claims can be made without serious burden to the Examiner.

Although Applicant has provisionally elected Group III for purposes of advancing prosecution of the present application, Applicant contends, for the foregoing reasons, that the restriction requirement is improper. Accordingly, Applicant respectfully requests reconsideration and withdrawal of the requirement.

Date: _____

4/29/03

Respectfully submitted,

Nicole A. Verona

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Enclosures

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence and its listed enclosures is being deposited with the United States Postal Service as First Class Mail, postage paid, in an envelope addressed to: Assistant Commissioner for Patents and Trademarks, Washington, D.C. 20231, Box NF Amendment/OIPE on April 29, 2003

Signed:

Jason Mull

Date:

4/25/03

